

#### <u>United States Patent and Trademark Office</u>

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APPLICATION NUMBER

FILING OR 371(C) DATE

FIRST NAMED APPLICANT

ATTY, DOCKET NO./ITILE

10/747,844

Fort Lauderdale, FL 33322

12/29/2003

Charbel Khawand

CE11591JBE

Larry G. Brown Motorola, Inc. Law Department 8000 West Sunrise Boulevard RECEIVED
CENTRAL FAX CENTER

MAR 1 5 2005

CONFIRMATION NO. 6130
ABANDONMENT/TERMINATION
LETTER

\*OC000000014912412\*

Date Mailed: 01/10/2005

## NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-Identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 04/13/2004.

· No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of UNAVOIDABLE DELAY must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(I), and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of UNINTENTIONAL DELAY must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305–9282.Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



### RECEIVED **CENTRAL FAX CENTER**

MAR 1 5 2005

Motorola, Inc.

Law Department - MD 1610 8000 W. Sunrise Blvd. Plantation, FL 33322

Number of Pages (including this page)

Telephone:

(954) 723-64409

Facsimile:

(954) 723-3871

Date:

March 15, 2005

To: Location: Mail Stop: PETITION Commissioner for Patents

Fax No.:

1 (703) 308-6916

From:

Larry G. Brown

REG. No. 45,834

NOTICE: This facsimile transmission may contain information that is confidential, privileged, or exempt from disclosure under applicable law. It is intended only for the person to whom it is addressed. Unauthorized use, disclosure, copying or distribution may expose you to legal liability. If you receive this transmission in error, please immediately notify us by telephone (collect) to arrange for return of the documents received and any copies made. Thank you.

#### MESSAGE:

Enclosed herewith, please find the following document:

- 1 page Transmittal Form;
- I page Fee Transmittal (in duplicate);
- 1 page copy of Notice of Abandonment Under 37 CFT 1.53(f) or (g);
- 3 pages Petition for Revival of a Application for Patent Abandoned Unavoidably under 37 CFR 1.137(a);
- I page copy of the Return Postcard;
- 1 page copy of the Express Mail Label No. EL 962737413 US;
- 1 page copy of the Docket Report for CE11591JBE; and
- 5 pages Executed Oath for the second and third inventors, i.e. Jianping Tao and John Vaglica.

APPLICATION SERIAL NO.:	10/747,844
FILE DATE:	December 29, 2003
INVENTOR(S):	Charbel Khawand et al.
Confirmation No.	6130
Docket No.	CE11591JBE

CERTIFICATE OF FACSIMILE TRANSMISSION							
I hereby certify that this correspondence is being facsimile transmitted No. 1 (703) 308-6916, and addressed to: Mail Stop: PETITION, Comm 22313-1450, on the date listed below:  Typed Name: Silvana Wiltshire	to the United States Patent and Trademark Office, FAX nissioner for Patents, P.O. Box 1450, Alexandria. VA						
Signature Miltshire	Date: March 15, 2005						

			Application Number	10/747,844	RECEIVED		
TRANSMITTAL		Filing Date	December 29, 200	3 CENTRAL FAX CENTE			
		First Named Inventor	Charbel Khawand	MAR 1 5 2005			
FORM		Group Art Unit					
(to be used for all o	xarrespondence after init	ial filing)	Examiner Name				
'Total Number o	f Pages in this Submi	ssion 15	Attorney Docket Number	CE11591JBE			
			ENCLOSURES	(check	all that apply)		
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1 ie	ee Attached		Licensing-Related papers	Appeal	Communication to Board		
Amend	lment/Reply	{	X Petition	of Appeals and Interferences  Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)			
A	fter Final		Petition to Convert to a Provisional Application		ary Information		
A:	ffidavits/Declaratio	n(s)		Status L	etter with appropriate copies		
Extensio	n of Time Request		Power of Attorney, Revocati Change of Correspondence Add	ress X Other End	sure(s) (please identify below) Abandonment Under 37 CFR		
-			1.53(f) C - Execute Tao and	PR (g) ed Oath for Inventors Jianping John Vaglica (the second and			
Information Disclosure Statement			Request for Refund	third inventors).  - and all other documents as listed in the Pa Transmittal Sheet.			
Certified Copy of Priority Documents			CD, Number of CDs				
Response	e to Missing Parts/	Re	emarks		·*** · · · · · · · · · · · · · · · · ·		
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	esponse to Missing nder 37 CFR 1.52 c						
			APPLICANT, ATTOR	NEV OR AGE	VT		
Firm or	\						
Individual	Larry G. Brow	n		Registration No.	45,834		
Signature Date	March 15, 2005						
CERTIFICATE OF TRANSMISSION							
I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, FAX No. 1 (703) 308-6916, and addressed to: Mail Stop: PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date listed below:							
Typed or print	Typed or printed name Silvana Wiltshire						
Signature MV			itthens	Date March 15, 2005			

TRANSMITTAL		Complete If Known						
		Application I	Numbe	r	10/747,844			
		Filing Date			December 29, 2003			
Patent fees are subject to appual revision		First Named Inventor		Charbel Khawand				
Applicant claims small entity statu	s. See 37 CFR 1.27	Examiner Na	xaminer Name					
		Group Art U	nit					
TOTAL AMOUNT OF PAYMENT	(\$) 630.00	Attorney Doo						
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	X Credit any ove	irpayments	1053	130	1053	130	Non-English specification	<b>  </b>
Charge any additional fee(s) during	g the pendency of this applical	lion	1812	2520	1812	2520	For filing a request for ex parte Reexamination	
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FEE CALCULATION			1251 1252	120 430	2251 2252	55 215	Extension for reply within first month	
			1252	980	2253	490	Extension for reply within second month	`
1. BASIC FILING FEE			1254	1530	2254	785	Extension for reply within third month	
I, BASIS FIEMS FEE			1255	2080	2255	1040	Extension for reply within fourth month Extension for reply within fifth month	
Large Entity Small Entity			1401	340	2401	170	Notice of Appeal	<b>-</b>
Fee Fee Fee Fee			1402	340	2402	170	Filing a brief in support of an appeal	
Code (\$) Code (\$)	Fee	Paid	1403	300	2403	150	Request for oral hearing Petition to institute a public use	
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1002 350 2002 175	Design filing fee	<del></del>	1453	1370	2453	885	Polition to revive - unintentional	500.00
1003 550 2003 275	Plant filing fee		1501	1370	2501	685	Utility issue tee (or reissue)	
1004 790 2004 395	Reissue filing fee		1502	490	2502	245	Design issue fee	
1005 160 2005 80	Provisional filing fee		1503	680	2503	330	Plant Issue Ice	
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l.,		= -	1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
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Large Entity Small Entity Fee Fee Fee Fee			1801	790	2801	395	Request for Continued Examination (RCE)	
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SUBMITTED BY			Complete (if applicable)					
Name (Print/Type) Larry G	. Brown		Registr	ation No	D. 4	5,834	Telephone (9)	54) 723-6449
Signatura	7/						March 15 2005	

# "The date stamp between it an acknowledgment that an the date stamped, the U.S. Patern and Tradenmek Office received the following."

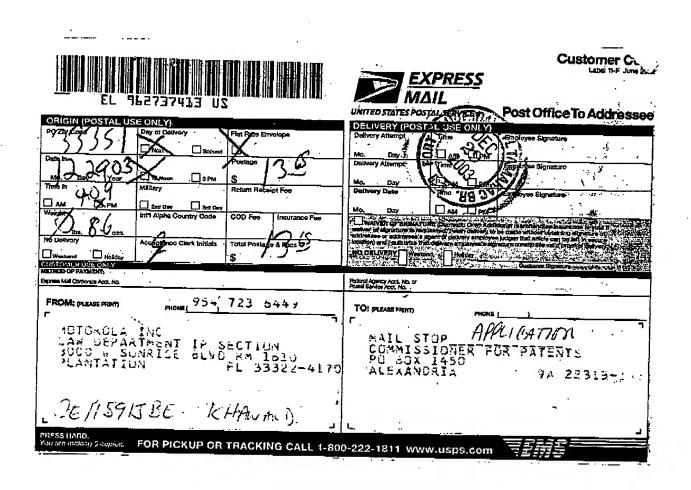
Docket No	CE11591JBE	Date Mailed:	12/29/03	
Applicant	KILAWANDCHARBEL			
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Pages		Description					
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1	X	Utility Putent Application Transmittal Letter					
1	X	Fee Transmittal - 2 copies					
22	X	Specification, Claims and Abstract					
4	X	Executed Declaration					
4	X	Executed Assignment and Agreement with Recordation Sheet					
		Information Disclosure Statement					
	$\mathbf{L}$	Form PTO/SB/08 w/prior art references: # of references)					
		Certified Copy of Priority Document					
5	X	Drawing(s) informal					
2	X	Initial Information Data Sheet					
		Non-Publication Request					

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